

## **Child Fatality and Near Fatality External Review Panel**

Rough River State Resort Park

Sunday, April 23, 2017

3:00 p.m. – 7:30 p.m.

(All Times Central Daylight Time)

### **MINUTES**

**Members Present:** Judge Roger Crittenden, Chair; Hon. Jenny Oldham, Hardin County Attorney; Joel Griffith, Prevent Child Abuse Kentucky; Dr. Melissa Currie, University of Louisville Pediatric Forensic Medicine; Pam Cotton, Director, Protection and Permanency for Commissioner Adria Johnson, Department for Community Based Services, Cabinet for Health and Family Services (CHFS); Judge Paula Sherlock, Jefferson Family Court; Dr. Jamie Pittenger, University of Kentucky School of Medicine; Betty Pennington, Family Resource and Youth Service Centers, CHFS; Dr. Bill Ralston, State Medical Examiner; Sharon Currens, Kentucky Coalition Against Domestic Violence; Sergeant Scott Lenge, Kentucky State Police; Dr. Sabrina Jo Grubbs, Mountain Comprehensive Care Center; Dr. Christina Howard, University of Kentucky Department of Pediatrics, Ed Staats, Citizen Foster Care Review Board, Liz Croney, KVC Behavioral Health; Stephanie Floyd, Graves County CASA; Steve Shannon, KARP, Inc.

#### **Welcome**

***Judge Roger L. Crittenden***

#### **Presentation:**

***Amy Templeman***, Director  
*Within Our Reach*

Ms. Templeman provided the presentation *Learnings and Recommendations from the Federal Commission to Eliminate Child Abuse and Neglect Fatalities*. Please see attached copy of this presentation.

***Abby Collier***, MS, Senior Program Coordinator  
*National Center for Fatality Review & Prevention*

Ms. Collier provided the presentation *Fatality Review Best Practices*. Please see attached copy of this presentation.

#### **Data Tool and Data Analytics**

***Dr. Melissa Currie***

Dr. Currie reported on the new data tool, which will be valuable in conducting analysis on data collected by the panel.

#### **Confidentiality of Case information**

Panel members discussed the confidentiality of the work conducted by the panel and the information provided to the panel from other sources. Panel members and staff signed confidentiality agreements that described the statutory obligations.

#### **Legislative Summary**

Lyn distributed a legislative summary of the bills that passed by the legislature in the 2017 sessions. Ms. Currans also added that HB 309 changed duties of professionals who suspect spousal abuse. These professionals must now provide referral information rather than report the abuse to the Cabinet for Health and Family Services. Ms. Currans provided more information regarding these changes during the meeting on April 25. HB 309 becomes effective on June 29. The Kentucky Coalition Against Domestic Violence is creating materials and conducting training for professionals across the state to inform them of the changes in duties under the statutes.

#### **Additional Items for Discussion:**

**Tenure and Caseload report:** A report provided by the Department for Community Based Services that details caseworker tenure and caseload was distributed. There was a discussion of how this information may be helpful. Panel members pointed out that the purpose of the report was to demonstrate the need for funding for more workers and to show a need for more funding. Several members pointed out that all system service providers are suffering from the same issues – lack of resources is an ongoing issue for all who work with Kentucky's families and children.

**Baby Box Article:** An article was distributed to panel members that discussed the "baby box" program. Several states have begun a program that requires new parents to review prevention materials in order to receive a box of items for their newborn. These boxes may also serve as a safe place for infants to sleep. The article is attached to these minutes.

#### **Case Review:**

The panel reviewed the following cases. The panel's findings and determinations are listed in the case summary that is attached and incorporated by reference to the minutes.

NF-05-16-C

NF-23-16-NC

NF-52-16-C

**Meeting adjourned until 8:30 a.m., Monday, April 24, 2017**

**Monday, April 24, 2017**

8:30 a.m. – 5:00 p.m.

(All Times Central Daylight Time)

#### **MINUTES**

#### **Welcome**

*Judge Roger L. Crittenden*

#### **Review of February 20, 2017 Minutes and Case Review Summary**

Panel members reviewed and approved the minutes and case summary from the February 20, 2017 meeting.

#### **Case Review:**

The panel reviewed the following cases. The panel's findings and determinations are listed in the case summary that is attached and incorporated by reference to the minutes.

F-24-16-NC  
F-03-16-C\*  
F-15-16-NC  
F-18-16-NC  
F-51-16-PH  
F-21-16-C  
F-22-16-NC

NF-53-16-NC  
F-09-16-C  
NF-19-16-NC  
NF-20-16-C  
NF-43-16-C  
F-10-16-NC  
NF-22-16-C

F-14-16-C  
F-12-16-C\*  
F-04-16-C\*  
NF-21-16-C  
NF-08-16-C  
F-16-16-NC

\*Previous Pending Case

**Meeting adjourned until 8:30 a.m., Monday, April 24, 2017**

**Tuesday, April 25, 2017**

8:30 a.m. – TBD

(All Times Central Daylight Time)

### **MINUTES**

#### **Welcome**

*Judge Roger L. Crittenden*

#### **Case Review:**

The panel reviewed the following cases. The panel's findings and determinations are listed in the case summary that is attached and incorporated by reference to the minutes.

NF-015-16-NC  
NF-009-16-NC

NF-014-16-C\*  
NF-001-16-NC

NF-45-16-C

\*Previous Pending Case

#### **Final Discussion/Comments:**

Ms. Templeman and Ms. Collier provided feedback on the panel review process. They shared the following for consideration by the panel:

Consider issuing recommendations in "real time." If there are issues or concerns, make these know immediately. Also, prioritize recommendations loudly and broadly and provide positive outcomes on an ongoing basis.

Utilize SharePoint or themes using as a visual in the room during the meeting.

Consider modifying the list risk factors. Perhaps identify family characteristics and from those identified, determine which rise to the level of a risk.

Ms. Templeman will send some examples used by other panels.

### **Triage Process**

Panel members discussed the triage of cases. As part of the new data tool, analysts are identifying a triage level:

Level 1: 3 or more systems had potential missed opportunities before the event or 2 or more systems had issues after the event (as identified by analyst).

Level 2: 1-2 systems had potential missed opportunities before the event or 1 system had issues after the event.

Level 3: No potential missed opportunities identified before the event and no issues identified after the event.

Cases that receive a triage of Level 3 may not require full panel review. Panel group members should review the Level 3 cases among the members to determine the need for full panel presentation.

**Meeting adjourned**

## Items needing further study:

### From February 20, 2017 Meeting:

1. **Clarify the recommendation regarding impaired caregivers, unsafe sleep, and the importance of using a crib.** Panel members discussed the “baby box” program initiated in New Jersey. Discussion included consumer product safety concerns of the boxes currently manufactured in the United States: Handles on the box implying portability of the boxes; boxes manufactured with lids which may present suffocation risks, as well as other safety concerns such as flammability.
2. **Collect data on homeschooling of children known to the child welfare agency.** Case review revealed parent(s) removing children from school upon reports to DCBS by the school regarding possible abuse by the parent(s).
3. **Interstate collaboration.** Case review demonstrated a need for better interstate collaboration and communication.
4. **Family Preservation Program.** Determine whether the FPP has been enacted into statute and whether Kentucky continues to operate under a Title IV-E waiver reported to expire in 2019.
5. **Fire Arm Safety.** Track issue to determine whether recommendation(s) needed.
6. **Tenure Data.** Request tenure and case load data from DCBS for FY16 cases.
7. **Data Collection and Panel Determinations of the Risks Contributing to the Fatality and Near Fatality.** Further study is needed regarding how determinations are made regarding the risks involved in the cases.

### From April 23, 24 and 25, 2017 Meeting:

8. **Substance abuse by caregiver:** When substance abuse by caregiver is suspected in a fatal/near fatal event, ask that blood test for substance impairment be conducted. Good practice to then repeat test in one hour.
9. **Definition of Serious Physical Injury:** Continue to follow definition of serious physical injury in the various statutes.